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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.3271 OF 2005
IN
INCOME TAX APPEAL (LOD) NO.1277 of 2005

The Commissioner of Income tax ..Appellant.

V/s.

M/s.Ultramarine & Pigme NTS Ltd. ..Respondent.

Mr.A.D. Kango for appellant.

CORAM : F.I.REBELLO AND
J.P.DEVADHAR, JJ.

DATED : 1ST AUGUST, 2007.

P.C. :-

The issue of law is covered in favour of the assessee in view of the Judgment reported in 245 I.T.R. 769, learned counsel seeks leave to withdraw the motion and the appeal. Motion and Appeal are dismissed as withdrawn. Refund of Court fees as per rules. Certified copy expedited.

(F.I.REBELL0, J.)

(J.P.DEVADHAR, J.)